

HOUSE BILL 3127
By Strader

AN ACT to amend Tennessee Code Annotated, Title 39,
relative to sexual offenses and violent sexual
offenses committed against children.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-13-504, is amended by deleting subsection (b) and substituting instead the following:

(b)

(1) Aggravated sexual battery is a Class B felony.

(2) Aggravated sexual battery under subdivision (a)(4) is a Class B felony; provided, however, if the victim is less than thirteen (13) years of age, the minimum period of imprisonment for a violation of this subdivision shall be ten (10) years and such person shall not be eligible for parole consideration until service of at least the minimum ten-year sentence.

SECTION 2. Tennessee Code Annotated, Section 39-13-529, is amended by deleting subsection (e) and substituting instead the following:

(e)

(1) A violation of subsection (a) is a Class B felony; provided, however, if the victim is less than thirteen (13) years of age, the minimum period of imprisonment for such a violation shall be ten (10) years and such person shall not be eligible for parole consideration until service of at least the minimum ten-year sentence.

(2)

(A) A violation of subsection (b) is a Class E felony.

(B) A violation of subsection (b) is a Class C felony when the victim is less than thirteen (13) years of age. The minimum period of imprisonment for such a violation shall be ten years and such person shall not be eligible for parole consideration until service of at least the minimum ten (10) year sentence.

SECTION 3. This act shall take effect July 1, 2006, the public welfare requiring it.